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RAILWAY

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VIA UPS OVERNIGHT MAIL

April 8, 2005

Honorable Vernon A. Williams, Secretary
Surface Transportation Board
1925 K Street, N.W.
Washington, DC 20423-0001



Re: Surface Transportation Board Docket No. AB-6 (Sub-No. 403X); BNSF Railway Company ("BNSF") Abandonment in and near Wichita, Kansas and between Wichita and Valley Center, Sedgwick County, Kansas

Dear Secretary Williams:

On March 4, 2003, BNSF filed a Notice of Exemption seeking authority to abandon or discontinue service between railroad milepost 494.22 and railroad milepost 505.20 in and near Wichita, Kansas, and railroad milepost 515.23 to railroad milepost 509.30 between Wichita and Valley Center, in Sedgwick County, Kansas, a total distance of 16.91 miles. The lines traverse United States Postal Service Zip Codes 67147, 67204, 67206, 67208, 67214, 67219, and 67230. The exemption was to be effective on April 23, 2003, unless stayed pending reconsideration. The present abandonment consummation date is December 31, 2005.

By decision served April 22, 2003, the Board issued a notice of interim trail use/rail banking ("NITU") condition permitting BNSF and the City of Wichita to negotiate a rail banking agreement for that portion of the line between railroad milepost 494.22 and railroad milepost 504.00 near Hydraulic Street, in downtown Wichita, Kansas. The Board subsequently extended the NITU up to and including April 11, 2005.

This letter is to inform you that BNSF and the City of Wichita have entered into an Interim Trails Use Railbanking Agreement, dated March 24, 2005, covering an additional 0.05 miles from the original NITU. Specifically, the agreement includes those portions of the line between railroad milepost 494.22 and railroad milepost 504.05. Therefore, the April 22, 2003, NITU condition should be modified to reflect that the NITU covers those portions of the line between railroad milepost 494.22 and railroad milepost 504.05. We plan to consummate the abandonment of the remainder of the line in the near future and will advise you of such consummation.

Please acknowledge receipt of this letter by date stamping the enclosed copy of this letter and returning it to me in the enclosed self-addressed stamped envelope.

Ten (10) additional copies of this letter are enclosed for the Board's use and distribution.

Sincerely,

A handwritten signature in cursive script that reads "Sidney L. Strickland, Jr.".

Sidney L. Strickland, Jr.

SLS/js

cc: Kansas Corporation Commission
Kansas Department of Transportation
Peter Rickershauser
Jerome Johnson
James Gallegos
Richard Batie
Jamsheed Mehta (City of Wichita, KS)
Rail Services Update